

FROM McANDREWS, HELD, & MALLOY

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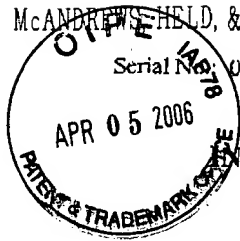
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Serial No. 09/462,717

THE UNITED STATES PATENT AND TRADEMARK OFFICE
Attorney Docket No. 15737US01

In the Application of:

Scott Olive

Serial No.: 09/462,717

Filed: April 10, 2000

For: **SLOT MACHINE GAME AND SYSTEM WITH
IMPROVED JACKPOT FEATURE**

Examiner: Kim T. Nguyen

Group Art Unit: 3713

Confirmation No: 5432

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COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Examiner Nguyen:

The Applicant appreciates the Examiner's allowance of claims 108-110, 112, and 124 and respectfully request that the following Comments be added to the file.

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Serial No.: 09/462,717

REMARKS

Claims 108-110, 112 and 124 are allowed. The following are Comments on the Examiner's Statement of Reasons for Allowance.

The Applicant respectfully submits that the Examiner's Reasons for Allowance in her Official Action dated February 24, 2006, may potentially import interpretations into the claims in relation to the prior art that are unnecessarily limited and may place unwarranted interpretations upon the claims.

Such a characterization of the claims in view of the prior art may not properly take into account the Applicant's claimed invention as reflected in the claims, the specification and the prosecution history of the present application. Applicant believes that the claims, the specification, and the prosecution history in their entirety provide an adequate basis for the allowability of the claims.

Additionally, specific parts of the Examiner's reasons for allowance may pertain to limitations appearing in some of the claims, but not other claims. The Applicant respectfully submits that during prosecution the Examiner has thoroughly examined the claims, recognized the limitations appearing or not appearing in each of the claims, and properly found the claims to be allowable based on the record.

Furthermore, while the reasons set forth by the Examiner state valid reasons why one or more of claims 108-110, 112 and 124 are allowable, additional reasons exist to distinguish the subject matter of claims 108-110, 112 and 124 from the prior art of record. For example, the prior art of record fails to show or fairly suggest a method of triggering a second game based on an occurrence of a random trigger condition having a probability of occurrence related to the amount of the wager. Additionally, for example, the prior art of record fails to show or fairly suggest randomly selecting one progressive prize from a plurality of progressive prizes that has been won. Furthermore, for example, the prior art of record fails to show or fairly suggest that a second game is used to determine the one progressive prize that is randomly selected from a plurality of progressive prizes.

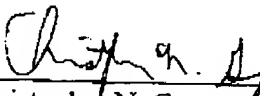
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Serial No.: 09/462,717

The Applicant respectfully submits that claims 108-110, 112 and 124 were correctly distinguished from the prior art during prosecution and are indeed allowable on other grounds, as shown by the claims, the specification, and the prosecution history.

The Commissioner is authorized to charge any necessary fees or credit any overpayment to the Deposit Account of MHM, Account No. 13-0017.

Respectfully submitted,



Christopher N. George
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Attorney for Applicant

Date: April 5, 2006

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